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3 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
4 **FOR THE COUNTY OF LOS ANGELES – CENTRAL DISTRICT**
5

6 Coordination Proceeding
Special Title (Rule 1550 (b))

Judicial Council Coordination
Proceeding No. 4408

7 **ANTELOPE VALLEY GROUNDWATER**
8 **CASES**

[Assigned to The Honorable Jack Komar, Judge
Santa Clara County Superior Court, Dept. 17]

9 Included Consolidated Actions:

Lead Case No. BC 325 201

10 Los Angeles County Waterworks District No.
11 40 v. Diamond Farming Co.
12 Superior Court of California
County of Los Angeles, Case No. BC 325 201

Santa Clara Court Case No. 1-05-CV-049053

13 Los Angeles County Waterworks District No.
14 40 v. Diamond Farming Co.
15 Superior Court of California, County of Kern,
Case No. S-1500-CV-254-348

(Proposed) CASE MANAGEMENT ORDER

16 Wm. Bolthouse Farms, Inc. v. City of Lancaster
17 Diamond Farming Co. v. City of Lancaster
18 Diamond Farming Co. v. Palmdale Water Dist.
19 Superior Court of California, County of
Riverside, consolidated actions, Case Nos.
RIC 353 840, RIC 344 436, RIC 344 668

Judge: Honorable Jack Komar

20 Rebecca Lee Willis v. Los Angeles County
21 Waterworks District No. 40
22 Superior Court of California, County of Los
Angeles, Case No. BC 364 553

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25 The United States, pursuant to the Court's Order dated October 10, 2014, respectfully submits
26 the following proposed Case Management Order for settlement approval hearings related to settlement
27 of the Wood Class claims and a more global settlement among the majority of parties. This proposed
28 schedule is the result of collaboration among counsel for Waterworks District No. 40, the United States,

1 Bolthouse Properties, the Van Dam entities, and the Wood Class. The proposed Order was circulated to
2 a number of other actively involved parties, and the United States is authorized to state that the State of
3 California, the City of Los Angeles, and AVEK agree with the proposed schedule.

4 1. The deadline for filing Stipulation(s) for Entry of Judgment by the Stipulating
5 Parties shall be **January 15, 2015**. Upon the filing of the Stipulations, the following procedures are
6 established for the approval of the Wood Class settlement and the Proposed Judgment and Physical
7 Solution.

8 2. The Wood Class Motion for Preliminary Approval of the proposed Wood Class
9 settlement shall be scheduled for hearing on or about **February 7, 2015**. The hearing will do the
10 following:

- 11 a. Preliminary presentation of Settlement, including Physical Solution, to the
12 Court;
- 13 b. Determine the Wood Class membership closing date, with notice of same
14 to be sent out in the Wood Class Notice of Settlement;
- 15 c. Set a deadline of **February 20, 2015** for the mailing of the Class notice;
- 16 d. Determine and Order the Form of Notice to Class;
- 17 e. Set a deadline of **April 1, 2015** for objections to the Wood Class
18 Settlement;
- 19 f. Set a date of **May 25, 2015** for the Fairness/Final Approval hearing to take
20 place at the same date and time as the Court hearing on the approval of the
21 Stipulated Judgment and Physical Solution.
- 22 g. No objections to the Stipulated Judgment and Physical Solution will be
23 heard on February 7, 2015, and instead will be heard on May 25, 2015.

24 3. Subject to the prior Orders of the Court, written statement of objections to the
25 proposed Stipulated Judgment and Physical Solution, and any assertion of claims or rights to produce
26 groundwater from the Basin by a Non-Stipulating Party, shall be due no later than **February 16, 2015**.

1 4. Disclosure of witnesses and exhibits regarding any objections to the Proposed
2 Stipulated Judgment and Physical Solution, assertion of claims or rights to produce groundwater from
3 the Basin by Non-Stipulating Parties, the Public Water Suppliers claim of prescription, and the prove-up
4 by the Stipulating Parties for the Stipulated Judgment and Physical Solution shall be due no later than
5 **March 13, 2015.**

6 5. Discovery regarding objections to the proposed Stipulated Judgment and Physical
7 Solution, claim of prescription, and any assertion of claims or rights by Non-Stipulating Parties shall be
8 completed by **May 11, 2015.**

9 6. Trials or hearings on final approval of the Wood Class Settlement and on prove-
10 up of the Stipulated Judgment and Physical Solution shall commence on **May 25, 2015.** Subject to
11 further orders and scheduling of the Court, such trial or hearings shall include the taking of evidence
12 regarding the following subjects:

- 13 a. Prescription by the Public Water Suppliers;
- 14 b. Prove-up by Stipulating Parties;
- 15 c. Proof of claim to produce groundwater by Non-Stipulating Parties;
- 16 d. Prove-up of defaults;
- 17 e. Prove-up of Physical Solution;
- 18 f. Fairness and final approval of the Wood Class Settlement.

19 7. Within thirty (30) days of the final approval by the Court of the Wood Class
20 Settlement, the Wood Class shall file with the Court either:

- 21 a. A stipulation providing for payment of attorneys' fees and expert fees and
22 costs;
- 23 b. A petition for payment of attorneys' fees and expert fees and cost.

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26 Dated: _____

Hon. Jack Komar
Judge of the Superior Court